

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF OHIO
WESTERN DIVISION

United States of America,

Case No. 3:09 CV 1051

Plaintiff,

O R D E R

-vs-

JUDGE JACK ZOUHARY

Electro-Cut Forging Die Co., Inc., et al.,

Defendants.

This matter is before the Court on the Magistrate's Report and Recommendation (R&R) (Doc. No. 18). Plaintiff filed a Motion to Modify (Doc. No. 19) and Defendant Barkan & Robon filed a Memorandum in Opposition to the Motion to Modify (Doc. No. 20).

The Court held a phone conference with counsel on August 2, 2010. Counsel reached an agreement that Defendant Barkan & Robon will have an opportunity to bid on the property through a public sale.

Therefore, the Motion to Modify is denied as moot. The Court has reviewed the R&R, and having found it legally and factually accurate, adopts the R&R in its entirety. The parties shall promptly submit for the Court's approval a stipulated proposed Order of Foreclosure.

IT IS SO ORDERED.

s/ Jack Zouhary
JACK ZOUHARY
U. S. DISTRICT JUDGE

August 3, 2010